


| | | | |
|--|---|--|--|
| FORM PTO-1390 (REV 5-93) | | U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE | ATTORNEY DOCKET NO. 101175-00054 |
| TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371 | | | DATE: August 31, 2004 |
| | | | U.S. APPL. NO. (IF KNOWN) SEE 37 C.F.R. 1.5) 10/505442 |
| INTERNATIONAL APPLICATION NO. PCT/JP03/13777 | INTERNATIONAL FILING DATE October 28, 2003 | PRIORITY DATE CLAIMED October 29, 2002 | |
| TITLE OF INVENTION: MEMBRANE-ELECTRODE STRUCTURE AND METHOD FOR PRODUCING THE SAME | | | |
| APPLICANT(S) FOR DO/EO/US: Naoki MITSUTA (Saitama, Japan); Hiroshi SHINKAI (Saitama, Japan); Masaaki NANAUMI (Saitama, Japan) | | | |
| Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: | | | |
| <ol style="list-style-type: none"> 1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. 3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. 4. <input checked="" type="checkbox"/> The U.S. has been elected (Article 31). 5. <input checked="" type="checkbox"/> A copy of the International Application as filed [35 U.S.C. 371(c)(2)] <ol style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto (required only if not transmitted by the International Bureau). b. <input checked="" type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input checked="" type="checkbox"/> An English language translation of the International Application into English [35 U.S.C. 371(c)(2)]. <ol style="list-style-type: none"> a. <input checked="" type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 [35 U.S.C. 371(c)(3)] <ol style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not transmitted by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 [35 U.S.C. 371(c)(3)]. 9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) [35 U.S.C. 371(c)(4)]. 10. <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 [35 U.S.C. 371(c)(5)]. | | | |
| Items 11 to 20 below concern other document(s) or information included: | | | |
| <ol style="list-style-type: none"> 11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98; and PTO-1449 Form. 12. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. 3.28 and 3.31 is included. 13. <input checked="" type="checkbox"/> A preliminary amendment. 14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76. 15. <input type="checkbox"/> A substitute specification. 16. <input type="checkbox"/> A power of attorney and/or change of address letter. 17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825. 18. <input checked="" type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4). 19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). 20. <input checked="" type="checkbox"/> Other items or information: Specification (51 Pages); Drawings Figs. 1-9 (5 sheets); International Search Report; PCT/IB/304 | | | |

| U.S. APPLN. NO. (IF KNOWN, SEE 37 C.F.R. 1.50) <div style="font-size: 24pt; font-weight: bold; margin-top: 10px;">10/505442</div> | INTERNATIONAL APPLICATION NO. PCT/JP03/13777 | ATTORNEY DOCKET NO. 101175-00054 DATE: August 31, 2004 | | | | |
|--|---|--|--------------|--------------|--|--|
| 21. <input checked="" type="checkbox"/> The following fees are submitted: Basic National Fee [37 C.F.R. 1.492(a)(1)-(5)]: Search Report has been prepared by the EPO or JPO..... \$920.00 International preliminary examination fee paid to USPTO (37 C.F.R. 1.482)..... \$730.00 No international preliminary examination fee paid to USPTO (37 C.F.R. 1.482) but international search fee paid to USPTO [37 C.F.R. 1.445(a)(2)]..... \$770.00 Neither international preliminary examination fee (37 C.F.R. 1.482) or international search fee [37 C.F.R. 1.445(a)(2)] paid to USPTO..... \$1,080.00 International preliminary examination fee paid to USPTO (37 C.F.R. 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4)..... 100.00 | | <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 50%;">CALCULATIONS</th> <th style="width: 50%;">PTO USE ONLY</th> </tr> <tr> <td style="height: 100px;"></td> <td></td> </tr> </table> | CALCULATIONS | PTO USE ONLY | | |
| CALCULATIONS | PTO USE ONLY | | | | | |
| | | | | | | |
| ENTER APPROPRIATE BASIC FEE AMOUNT = | | \$ 920.00 | | | | |
| Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date [37 C.F.R. 1.492(e)]. | | \$ | | | | |
| Claims | Number Filed | Number Extra | | | | |
| Total Claims | 13 - 20 = | 2 | | | | |
| Independent Claims | 5 - 3 = | 2 | | | | |
| Multiple dependent claim(s) (if applicable) | | + \$290.00 | | | | |
| TOTAL OF ABOVE CALCULATIONS = | | \$ 1092.00 | | | | |
| Reduction by one-half for filing by small entity, if applicable. Verified Small Entity statement must also be filed. (Note 37 C.F.R. 1.9, 1.27, 1.28). | | \$ | | | | |
| SUBTOTAL = | | \$ 1092.00 | | | | |
| Processing fee of \$130.00 for furnishing the English translation later the <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date [37 C.F.R. 1.492(f)]. | | \$ | | | | |
| TOTAL NATIONAL FEE = | | \$ 1092.00 | | | | |
| Fee for recording the enclosed assignment [37 C.F.R. 1.21(h)]. The assignment must be accompanied by an appropriate cover sheet (37 C.F.R. 3.28, 3.31). \$40.00 per property | | \$ 40.00 | | | | |
| TOTAL FEES ENCLOSED = | | \$ 1132.00 | | | | |
| | | Amount to be refunded \$ | | | | |
| | | Charged \$ | | | | |
| a. <input checked="" type="checkbox"/> Check # _____ in the amount of \$1132.00 to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. 01-2300 in the amount of \$ _____ to cover the above fee. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 01-2300. | | | | | | |
| NOTE: Where an appropriate time limit under 37 C.F.R. 1.494 or 1.495 has not been met, a petition to revive (37 C.F.R. 1.137(a) or (b)) must be filed and granted to restore the application to pending status. | | | | | | |
| SEND ALL CORRESPONDENCE TO: Customer No. 004372 Arent Fox PLLC 1050 Connecticut Avenue, N.W. Suite 400 Washington, D.C. 20036-5339 Tel: (202) 857-6000 Fax: (202) 638-4810 | | | | | | |
| | |  Charles M. Marmelstein Reg. No. 25,895 | | | | |
| CMM:mso | | | | | | |